

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION**

PRIME TABLE GAMES LLC, et al.)	
)	
Plaintiffs,)	
)	
v.)	Civil Action No. 3:08cv534HTW-LRA
)	
SHUFFLE MASTER, INC.,)	JURY TRIAL DEMANDED
)	
Defendant.)	
)	

**Order Dismissing Claims Between the Parties with Prejudice
and a Certain Claim Without Prejudice**

Plaintiffs PRIME TABLE GAMES LLC, PRIME TABLE GAMES UK, Derek Webb and Hannah O'Donnell (collectively "Prime/Webb") and Defendant SHUFFLE MASTER, INC. ("SMI")'s Joint Stipulation of Dismissal has been considered.

IT IS HEREBY ORDERED that:

(1) All claims and counterclaims between Prime/Webb and SMI are hereby dismissed with prejudice, except those specifically identified in (2) below.

(2) SMI's counterclaims for: non-infringement, invalidity, and unenforceability of U.S. Patent 6,503,145 (*e.g.*, as advanced as the Seventh, Eighth, and Ninth Counterclaims in SMI's Amended Answer, Defenses and Counterclaims [D.I. 49]), are dismissed in their

entirety without prejudice (hereinafter collectively “Patent Counterclaims”) as are the allegations of paragraphs 79-82 and the last two sentences of paragraph 70 of Prime/Webb’s Third Amended Complaint as they relate to SMI’s Ninth Counterclaim, which may only be reasserted if SMI reasserts its Ninth Counterclaim.

(3) The Patent Counterclaims may only be re-filed by SMI if SMI is sued for patent infringement of U.S. Patent 6,503,145 by any and/or all of the Plaintiffs above and/or any assignee, successor in interest and/or licensee of any and/or all of the Plaintiffs above.

(4) Each side is to bear its own costs and expenses, including attorney fees, incurred in connection with the actions.

SO ORDERED

Date: January 7, 2011

s/ HENRY T. WINGATE

UNITED STATES DISTRICT JUDGE

Proposed order filed December 23, 2010 by
s/Michael E. Crawford

Michael E. Crawford (PHV 43786)

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